



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: GIANNI=1

In re Application of:

GIANNI et al.

Appln. No.: 09/869,612

Filed: November 13, 2001

For: HUMAN GROWTH HORMONE TO
STIMULATE IMMOBILIZATION OF...

Art Unit: 1647

Examiner: F. M. Hamud

Washington, D.C.

September 29, 2005

Confirmation No.: 5788

**RESPONSE IN PARENT CASE IN SUPPORT OF PETITION AND FEE FOR EXTENSION OF TIME WHEN FILING
NEW APPLICATION CLAIMING BENEFIT OF A PRIOR FILING**

U.S. Patent and Trademark Office
Customer Service Window
Randolph Building, Mail Stop Patent Application
401 Dulany Street
Alexandria, VA 22314

Sir:

As a response in this case, as required by 37 C.F.R. §§1.111, 1.113, 1.192 or other regulation, a CONTINUATION application, claiming benefit of the filing date of the present application, is being filed on even date herewith.

It is hereby petitioned for an extension of time in accordance with 37 C.F.R. §1.136(a). The appropriate fee required by 37 C.F.R. §1.17 is calculated as shown below:

Small Entity
Response Filed Within

☐ First - \$ 60.00
☐ Second - \$225.00
☐ Third - \$510.00
☐ Fourth - \$795.00

month after time period set

☐ Less fees (\$ _____) already paid for _____ months extension of time on _____.

Other Than Small Entity
Response Filed Within

☐ First - \$ 120.00
☐ Second - \$ 450.00
☒ Third - \$1020.00
☐ Fourth - \$1590.00

month after time period set

☐ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

☐ Please charge our Deposit Account No. 02-4035 in the amount of \$ _____. A duplicate copy of this sheet is attached.

☐ A check in the amount of \$ _____ is attached (Check No. _____).

☒ Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$ 1,020.00 is attached.

The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application to deposit account No. 02-4035.

Upon the condition that the above petition for extension of time is granted and a filing date is granted to the above-mentioned continuing application, applicant(s) expressly abandon the above identified application, but not the invention therein.

The present communication is intended to be in accordance with the Commissioner's Notice of May 13, 1983, published at 1031 OG 12.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.
Attorneys for Applicant(s)

By:

Allen C. Yun
Registration No. 37,971

09/30/2005 HALI11 00000116 09869612

01 FC:1253

1020.00 0P

ACY:pp

Telephone No.: (202) 628-5197

Facsimile No.: (202) 737-3528